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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001 03 MDL 1570 (GBD)(SN)

This document relates to:

Estate of John P. O'Neill, Sr., et al. v. The Republic of Iraq et. al., 1:04-cv-01076 (GBD)(SN) Estate of John P. O'Neill, Sr., et al. v. Al Baraka Investment and Development Corporation, et. al., 1:04-cv-01923 (GBD)(SN)

Michael Bianco, et al. v. Islamic Republic of Iran, No. 1:20-cv-10902 (GBD)(SN)

## MOTION TO SUBSTITUTE PARTIES PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 15(d)

Pursuant to Federal Rules of Civil Procedure 15(d), Plaintiffs herein move the Court to allow substitution of the party as identified in Exhibit A in the above referenced actions. The individual being substituted into the case is the Personal Representative of an individual killed as a result of the terrorist attacks on September 11, 2001 (a "9/11 decedent").

Exhibit A identifies the individual to be substituted in the pleading, including the capacity in which they seek to be substituted, state of residency at the time the complaint was filed, the existing pleading that refers to the plaintiff, and the decedent of which the plaintiff is the Personal Representative.

Plaintiffs propose that, upon endorsement of Plaintiffs' Proposed Order, the substituted party be individually entered as a Plaintiff into the Court's ECF system to ease the burden on the Clerk of the Court's Office and the size of this MDL.

Dated: April 16, 2025

## /s/ Jerry S. Goldman

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## **EXHIBIT A to Motion to Substitute Parties**

|    | Previous Personal<br>Representative: | Case<br>Number: | Substituted<br>Personal<br>Representative: | State of Residency of<br>Substituted Personal<br>Representative at | Decedent's Name: |
|----|--------------------------------------|-----------------|--|--|------------------|
|    |                                      |                 |  | Filing:  |                  |
| 1. | John Doe 93, being                   |                 |  | NY   | Robert Caufield  |
|    | intended to                          | 01076           | as the Personal                            |  |                  |
|    | designate the                        | (GBD)(SN);      | _  |  |                  |
|    | Personal                             | No. 1:04-cv-    |  |  |                  |
|    | Representative of                    | 01923           | Robert Caufield,                           |  |                  |
|    | the Estate of Robert                 |                 | deceased, and on                           |  |                  |
|    |                                      | No. 1:20-ev-    |  |  |                  |
|    | said name being                      | 10902           | survivors and all                          |  |                  |
|    | fictitious, her/his                  | (GBD)(SN)       | legally entitled                           |  |                  |
|    | true name is not                     |                 | beneficiaries and                          |  |                  |
|    | presently known,                     |                 | family members                             |  |                  |
|    | confirmed, and/or                    |                 | of Robert Caufield                         |  |                  |
|    | has not been duly                    |                 |  |  |                  |
|    | appointed by a court                 | Į.              |  |  |                  |
|    | of competent                         |                 |  |  |                  |
|    | jurisdiction (or                     |                 |  |  |                  |
|    | having been so                       |                 |  |  |                  |
|    | appointed, his or her                | •               |  |  |                  |
|    | appointment has                      |                 |  |  |                  |
|    | expired, and/or he                   |                 |  |  |                  |
|    | or she has ceased to                 |                 |  |  |                  |
|    | serve, and his or her                |                 |  |  |                  |
|    | successor has not                    |                 |  |  |                  |
|    | yet been appointed)                  |                 |  |  |                  |
|    | and on behalf of all                 |                 |  |  |                  |
|    | survivors and all                    |                 |  |  |                  |
|    | legally entitled                     |                 |  |  |                  |
|    | beneficiaries and                    |                 |  |  |                  |
|    | family members of                    |                 |  |  |                  |
|    | Robert Caufield                      |                 |  |  |                  |

The motion to substitute is GRANTED.

SO ORDERED.

SARAH NETBURN

United States Magistrate Judge

Dated: April 17, 2025

New York, New York